



**RESPONSE UNDER 37 C.F.R. § 1.116
EXPEDITED PROCEDURE REQUESTED
EXAMINING GROUP 2193**

PATENT
Attorney Docket No. 06502.0614-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Theron D. TOCK) Group Art Unit: 2193
)
Application No.: 09/840,733) Examiner: WOOD, William H.
)
Filed: April 23, 2001)
)
For: COMPUTER PROGRAM) Confirmation No.: 5067
PRODUCT HAVING PRELOADED)
SOFTWARE MODULE)

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(d)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicant brings to the attention of the Examiner the document on the attached listing. This Information Disclosure Statement is being filed after a Final Office Action, but before payment of the issue fee and is accompanied by a fee of \$180.00 as specified under § 1.17(p) and a certification as specified under § 1.97(e). Applicant respectfully requests that the Examiner consider the listed document and indicate that it was considered by making appropriate notations on the attached form.

08/03/2006 JADD01 00000006 09840733

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The document listed in this Information Disclosure Statement is a communication from the European Patent Office in a counterpart foreign application, and this

Information Disclosure Statement is being filed within three months of the mailing date of that communication.

A copy of the communication is attached. Further, the document cited in the communication was cited in the Information Disclosure Statement filed January 2, 2002.

Applicant respectfully requests that the Examiner consider the listed document and indicate that it was considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any claims in the application and Applicant determines that the cited document does not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

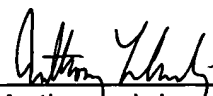
Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

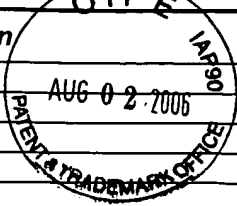
Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: August 2, 2006

By: 

Anthony J. Lombardi
Reg. No. 53,232

IDS Form PTO/SB/08: Substitute for form 1449A/PTO <div style="text-align: center; font-weight: bold; font-size: 1.2em;"> INFORMATION DISCLOSURE STATEMENT BY APPLICANT </div> <p style="text-align: center; font-size: 0.8em;">(Use as many sheets as necessary)</p>				Complete if Known	
Application Number		09/840,733			
Filing Date		April 23, 2001			
First Named Inventor		Theron D. TOCK			
Art Unit		2193			
Examiner Name		WOOD, William H			
Attorney Docket Number		06502.0614-03			
Sheet	1	of	1		

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			

Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
		Communication from the European Patent Office, May 10, 2006 (4 pages).	

Examiner Signature	Date Considered
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.